

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

UNITED STATES OF AMERICA, : CRIMINAL NO. 1:04-cr-00085
PLAINTIFF, :
 :
v. :
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SOLOMON LAWSON, et al., :
DEFENDANTS. :
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PRELIMINARY ORDER OF FORFEITURE

On April 5, 2005, defendant Solomon Lawson pled guilty to Count 1 of the Indictment charging him with violating 21 U.S.C. §§ 841(a)(1), (b)(1)(A) and (b)(1)(C). A forfeiture allegation relating to Count 1 of the Indictment contained notice to the defendant that the United States would seek the forfeiture of the following property ("the subject property") as part of any sentence in accordance with Fed. R. Crim. P. 32.2 because such property is subject to forfeiture to the United States under 21 U.S.C. § 853(a) and represents property constituting or derived from proceeds and/or property used or intended to be used to commit or to promote the commission of offenses in violation of 21 U.S.C. §§ 841(a)(1), (b)(1)(A) and (b)(1)(C):

Real Property:

Real property known and numbered as 2031 Vine Street, Cincinnati, Hamilton County, Ohio 45202 with all appurtenances, improvements, and attachments thereon, which is more fully described as follows:

SITUATE IN THE CITY OF CINCINNATI, COUNTY OF HAMILTON, STATE OF OHIO AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE WEST LINE OF VINE STREET, 52 FEET NORTH OF THE INTERSECTION OF THE SOUTH LINE OF LOT NO. 10 OF E.B. REEDER'S SUBDIVISION, RECORDED IN DEED BOOK 91, PAGE 266 OF THE HAMILTON COUNTY, OHIO RECORDS; THENCE IN THE WEST LINE OF VINE STREET, NORTH 14° 09' EAST 20.00 FEET; THENCE NORTH 75°33' WEST 40.00 FEET TO A POINT; THENCE NORTH 77° 00' WEST 29.72 FEET TO THE EAST LINE OF OHIO AVENUE; THENCE IN SAID EAST LINE SOUTH 20°00' WEST 19.34 FEET; THENCE SOUTH 75°33' EAST 71.70 FEET TO THE PLACE OF BEGINNING.

PPN: 095-0005-0023-00

Property address: 2031 Vine Street, Cincinnati, Ohio 45210

Prior Certificate #: 197115

The record owner is Solomon Lawson. The approximate value is \$20,700.

Firearm:

A Glock, 9mm, Model # 17, Serial Number BT918US with ammunition, seized by the IRS on June 15, 2004, from Solomon Lawson.

Currency:

One Thousand Three Hundred Fifty Dollars in U. S. Currency (\$1,350.00), seized by the Drug Abuse Reduction Task Force on June 15, 2004 from Solomon Lawson.

Vehicle:

A 1995 Land Rover Discovery, VIN#SALJY1244SA160875, with all attachments thereon. The IRS seized the vehicle on June 15, 2004, from Solomon Lawson.

On April 5, 2005, Solomon Lawson pled guilty to Count 1 of the Indictment which includes a related Forfeiture Allegation.

Under the terms of the Plea Agreement, the defendant agreed to forfeit the property described in the Bill of Particulars to the United States and to assist the United States in resolving in its favor any third-party claims to the property.

Therefore, pursuant to Fed.R.Crim.P. 32.2,

IT IS ORDERED that all right, title, and interest of the defendant in the subject property is condemned and forfeited to the United States pursuant to 21 U.S.C. § 853(a) and this Order of Forfeiture is final as to Solomon Lawson. The forfeiture of all right, title, and interest of Solomon Lawson shall also be made part of the sentence and included in the judgment.

IT IS FURTHER ORDERED that the Department of the Treasury seize and take custody of the subject property and hold the same in its custody pending the resolution of third-party interests in the subject property, if there be any.

IT IS FURTHER ORDERED that the United States conduct any discovery the Court considers proper in identifying, locating, or disposing of the property.

IT IS FURTHER ORDERED that the United States provide direct written notice of the Preliminary Order of Forfeiture of the subject property and of the United States' intent to dispose of the subject property to all persons known to have an alleged interest in the subject property, except to the defendant, whose interest has already been ordered forfeited, and provide notice

by publication in the Cincinnati Court Index Press, a newspaper of general circulation in this district. Such notice shall indicate that any person or entity asserting a legal interest in the subject property must submit to the Clerk of this Court, 103 Potter Stewart U.S. Courthouse, 100 East Fifth Street, Cincinnati, Ohio 45202, with a copy to Assistant United States Attorney, Kenneth Parker, 221 East Fourth Street, Suite 400, Cincinnati, Ohio 45202, not more than thirty (30) days from the date of actual service of the notice or the final date of publication, whichever occurs first, a petition for a hearing to adjudicate the validity of the alleged interest in the subject property.

Parties claiming a legal interest in the subject property shall be entitled to a hearing before this Court, without a jury, for determination of the validity of any alleged interests.

Upon the resolution of third-party interests, if there be any, this Court shall enter a Final Order of Forfeiture confirming in the United States all right, title, and interest in the subject property.

June 1, 2005
Date

s/S. Arthur Spiegel
S. Arthur Spiegel
Senior United States District Judge